IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.1234 OF 1996

Allahabad Bank ... Plaintiffs

Vs.

M/s.Sai Engineering Industries

& Ors. ... Defendants

Ms. Meera Parab i/b. J.B.Parab for Plaintiffs.

CORAM: S.K.SHAH,J.

DATE : 1st December,2005.

P.C.

1. It is an undefended suit as against the defendants. The written statement is not filed. The suit is filed for recovery of Rs.1,19,400/- with interest. The Plaint shows that the defenant No.1 firm had enjoyed the overdraft facility. Defendants Nos. 2 to 4 are partners of defendant No.1 firm. The plaintiffs have produced the original documents in the form of acknowledgment receipts dated 1.9.86, 14.3.87 and 2.5.89 acknowledging the amount due from the defendants to the plaintifs. The plaintiffs have also filed the certified copy of the statement of account of the defendants showing that the amount of

Rs.1,19,400/- is due from the defendants as on 16.3.1996.

2. The suit is, therefore, decreed in terms of prayer clause (a) with costs.

Decree be drawn accordingly.

3. Court fee, if any, be refunded to the plaintiffs as per Rules.

(S.K.SHAHA,J.)